

enrollment, implementation of LB 183 and 259, their impacts, looking at financial effects on school districts regarding daily membership tiers, computation of financial changes resulting in moving tier midpoints, relocation of school districts in various combinations. All those are issues, obviously, that need to be looked at. And, if Senator Withem is willing to help get these addressed, then I see no need for this amendment, and I'll withdraw it.

SPEAKER BAACK: The amendment is withdrawn. Next item, Mr. Clerk.

CLERK: Mr. President, Senator Beutler would move to amend the Withem amendment. (Beutler amendment appears on page 2801 of the Legislative Journal.)

SPEAKER BAACK: Senator Beutler.

SENATOR BEUTLER: Mr. Speaker, members of the Legislature, I have pulled one of two amendments. But this amendment I wanted to run quickly, because it's a matter of grave injustice to an individual, and I think we should address it and not let it happen. What basically has happened, and I have passed out to you the amendment, it's on your desk. What basically has happened is that a young fellow who wanted to have his day in court filed a petition against a particular school district, and he filed it against the board of education of that particular school district, board of education of school district such and such, and such, and such. Well, all of a sudden, lo and behold, the district court throws it out. And they throw it out because...because the suit was captioned board of education instead of the school district of such and such. Now that astounds me, because that is going back to almost medieval procedures, legal procedures. This is the kind of legal pettifogging that has made a bad reputation for lawyers. This is the reason that you don't like lawyers. Now, what happens? If this fellow is thrown out of court, and he has been thrown out of court, but it is on appeal to the Supreme Court, but if he loses, he will never get his day in court on the merits, because the petition cannot be refiled because the time limit has passed. And so what this amendment basically says is that in this particular kind of case you can sue in the name of the school district, or you can sue in the name of the board of education, it's just as simple as that. Now what I've passed out to you, which is very, very important that you take note of,